

MEETINGS TO DATE 30
NO. OF REGULARS 20
NO. OF SPECIALS 10

LANCASTER, NEW YORK
October 16, 1989

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 16th day of October 1989 at 8:00 P.M. and there were

PRESENT: RONALD A. CZAPLA, COUNCILMAN
ROBERT H. GIZA, COUNCILMAN
DONALD E. KWAK, COUNCILMAN
JOHN T. MILLER, COUNCILMAN
STANLEY JAY KEYSA, SUPERVISOR

ABSENT: NONE

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK
BRUCE SHEARER, TOWN ENGINEER
NICHOLAS LO CICERO, DEPUTY TOWN ATTORNEY
RICHARD SHERWOOD, TOWN ATTORNEY

PUBLIC HEARING SCHEDULED FOR 8:10 P.M.:

At 8:10 P.M., the Town Board held a Public Hearing to hear all interested persons upon amendments to the Vehicle and Traffic Ordinance of the Town of Lancaster, Erie County, New York, designated Chapter 46 of the Code of the Town of Lancaster - Article IX - Speed Regulations regarding Simme Road and William-Kidder Road.

Affidavits of Publication and Posting of a Notice of a Public Hearing were presented and ordered placed on file.

PROPOSERS

None

OPPOSERS

None

COMMENTS ONLY

None

QUESTIONS ONLY

None

ON MOTION BY COUNCILMAN MILLER, AND SECONDED BY COUNCILMAN GIZA AND CARRIED, by unanimous voice vote, the Public Hearing was closed at 8:15 P.M. The Town Board later in the meeting adopted a resolution, hereinafter spread at length in these minutes, taking favorable action upon this matter.

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

RESOLVED, that the minutes from the Regular Meeting of the Town
Board, held on October 2, 1989, be and hereby are approved.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

October 16, 1989

File: R.MIN (P1)

32x1

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR KEYSA , WHO MOVED
ITS ADOPTION, SECONDED BY THE ENTIRE
TOWN BOARD, TO WIT:

WHEREAS, the County of Erie has made an application for a \$750,000 grant to the New York State Office of Parks, Recreation and Historic Preservation through the Environmental Quality Bond Act, for improvements to the County Park known as Como Lake Park in the Town of Lancaster, and

WHEREAS, the Town Board of the Town of Lancaster agrees with the County that improvements are needed to the beforementioned county park,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby states its support for the application by the County of Erie for a \$750,000 grant submitted to the New York State Office of Parks, Recreation and Historic Preservation through the Environmental Quality Bond Act, and further, that the Town Board memorializes Commissioner Orin Lehman of the New York State Office of Parks, Recreation and Historic Preservation of its support of the actions proposed by the County of Erie which will restore a vital component of the Erie County Parks System and substantially add to the range of recreation opportunities offered in this heavily-utilized park.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

October 16, 1989

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, the Town Board, on behalf of all the Special Districts and Special Improvement Districts, upon which the cost of maintenance is required by law to be apportioned and assessed in proportion to the amount of the benefits conferred, has duly prepared detailed estimates in writing of the anticipated revenues and expenditures for such districts to determine the amount of money required to meet the expense of maintaining same, and

WHEREAS, the Town Board has assessed the amount of said estimates on several lots against which the expense of the Improvement was charged in proportion to the amount of benefit conferred, and

WHEREAS, Assessment Rolls were duly prepared according to law and said assessment rolls were duly filed in the Office of the Town Clerk,

NOW, THEREFORE, BE IT
RESOLVED, as follows:

1. That a Public Hearing is hereby called and shall be held on the 6th day of November 1989, at 8:00 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, at which time and place this Town Board will meet to consider the aforementioned Special Districts Budget for the Year 1990, and to hear all persons interested in the subject matter thereof, and concerning the same, and

2. That a Legal Notice of said Public Hearing be published in the Lancaster Bee on October 19, 1989, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

October 16, 1989

File: R.BUDGET (P9)

32x1

LEGAL NOTICE

**TOWN OF LANCASTER
NOTICE OF PUBLIC HEARING
UPON THE 1990 SPECIAL DISTRICTS BUDGET**

NOTICE IS HEREBY GIVEN, that the Town Board of the Town of Lancaster, New York, has completed its estimates and assessment roll relating to Special Districts, spreading costs on a benefit basis, and has filed same with the Town Clerk for the following districts for the year 1990:

Water Supply District Number 1
Water Supply District Extension Number 11 to
Water District Number 1
Water Supply District Extension Numbers 1 and 2 to
Water District Number 2
Water Supply District Extension Numbers 2 and 3 to
Water District Number 4
Water District Number 5
Master Water Improvement Area

Sanitary Sewer District Number 1 - Glendale and Parkdale
Sanitary Sewer District Number 2
Sanitary Sewer District Number 4
Sanitary Sewer District Extension Numbers 1, 2, 3 and 4 to
Sanitary Sewer District Number 2
Sanitary Sewer Lateral Districts Numbers 1 and 2, and
Meadow Lea Estates, Lancaster Heights, Markey Avenue,
South Broezel, Ronald-Charlton and Botimer, within
Sanitary Sewer District Number 2
Consolidated Lighting District Number 1
Fire Protection District
Refuse and Garbage District

FURTHER NOTICE IS GIVEN, that a Public Hearing on such estimates and Assessment Roll will be held on November 6, 1989, at 8:00 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, at which time and place the Town Board will meet to hear and consider any persons interested in the subject matter thereof.

BY ORDER OF THE:

TOWN BOARD OF THE
TOWN OF LANCASTER

BY: ROBERT P. THILL,
Town Clerk

October 16, 1989

File: R.BUDGETS (P9)

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, a Public Hearing was held on the 16th day of October, 1989,
for the purpose of amending Chapter 46-Vehicle and Traffic Ordinance of the
Code of the Town of Lancaster, and persons for and against such amendments
have had an opportunity to be heard, and

WHEREAS, a Notice of said Public Hearing was duly published and
posted;

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That Chapter 46, Vehicle and Traffic Ordinance of the Code of
the Town of Lancaster, be amended in the form attached hereto and made a part
hereof;

2. That said amendment be added in the minutes of the meeting of the
Town Board of the Town of Lancaster held on the 16th day of October, 1989;

3. That a certified copy thereof be published in the Lancaster Bee
on October 19, 1989;

4. That a certified copy of the amendment be posted on the Town
Bulletin Board;

5. That Affidavits of Publication and Posting be filed with the Town
Clerk, and

6. That the Highway Superintendent take whatever action is necessary
in the placement of such signs.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES	COUNCILMAN KWAK	VOTED YES
COUNCILMAN GIZA VOTED YES	COUNCILMAN MILLER	VOTED YES
SUPERVISOR KEYSA VOTED YES		

The resolution was thereupon unanimously adopted.

October 16, 1989

32X1

LEGAL NOTICE
NOTICE OF ADOPTION OF AMENDMENT
TO VEHICLE & TRAFFIC ORDINANCE OF
THE TOWN OF LANCASTER, NEW YORK
DESIGNATED AS CHAPTER 46 OF THE
CODE OF THE TOWN OF LANCASTER.

The Vehicle and Traffic Ordinance of the Town of Lancaster, Erie
County, New York, designated Chapter 46 of the Code of the Town of Lancaster,
is hereby amended as follows:

ARTICLE IX - Speed Regulations.

§46-9, Maximum Speed Limits is hereby amended as follows:

"46-9, Maximum Speed Limits.

.

C. A Speed limit of forty-five (45) miles per
hour shall be posted on the following
designated highways:

.

- (9) Simme Road, for eastbound and westbound traffic
from Ransom Road easterly to Town Line Road.
- (10) William-Kidder Road, for eastbound and west-
bound traffic from Ransom Road easterly to
Town Line Road."

STATE OF NEW YORK:
COUNTY OF ERIE : ss:
TOWN OF LANCASTER:

This is to certify that I, ROBERT P. THILL, Town Clerk and Registrar
of Vital Statistics of the Town of Lancaster in the said County of Erie, have
compared the foregoing copy of V & T Ordinance Amendment with the original
thereof filed in my office at Lancaster, New York, on the 16th day of October,
1989, and that the same is a true and correct copy of said Original, and of
the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal
of said Town this 16th day of October, 1989.

Robert P. Thill
Town Clerk and Registrar of Vital Statistics

12X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, Michael Giallanza, Vice President of Josela Enterprises,
Inc., 5653 Broadway, Lancaster, New York 14086, has heretofore applied for
approval of Southpoint Subdivision, and

WHEREAS, the Planning Board and Town Engineers have given their
approval to the filing of this subdivision,

NOW, THEREFORE, BE IT
RESOLVED, as follows:

1. That the Town Board of the Town of Lancaster hereby approves the
subdivision known as Southpoint as filed by Michael Giallanza of Josela
Enterprises, Inc.
2. That the Town Clerk of the Town of Lancaster be and is hereby
directed to properly endorse the approval of the Town Board of the Town of
Lancaster on the linen copy thereof, and
3. That the Town Attorney be and is hereby directed to attend to
the filing of said subdivision map in the Erie County Clerk's Office.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

October 16, 1989

File: R.SUB.DEVEL (P2)

32X

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN MILLER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, the Town Board has been apprised by the Town Engineer, Krehbiel Associates, Inc. that storm water drainage in Phases I and II of Forestream Village Subdivision included the use of high density polyethylene (HDPE) pipe under pavement sections rather than the specified reinforced concrete pipe (RCP), and

WHEREAS, the Town Engineer advises the Town that HDPE is an accepted and noted alternate material for the RCP, and

WHEREAS, the Town Engineer has provided the Town Board with an opinion that when HDPE is utilized in a proper setting and with appropriate cover and compaction, this piping will be the performance equivalent of RCP, and

WHEREAS, the Superintendent of Highways, Virgil Paul, also recommended acceptance of the HDPE material for use throughout Phases I, II and III of this subdivision, conditioned upon receipt of an extended maintenance bond to cover all road crossings up to a time of two (2) years after acceptance of the road right of way in Phase III,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster, after review and consideration of the afore described recommendations of the Town Engineer, Krehbiel Associates, Inc., and the Highway Superintendent, Virgil J. Paul, does authorize the use of HDPE in place of the RCP piping in the town specifications with the condition that the developer provide an extended maintenance bond to cover all road right of way crossings up to a time of two (2) years after acceptance of Phase III in the aforementioned subdivision.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYS VOTED YES

The resolution was thereupon unanimously adopted.

October 16, 1989

32X

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER, TO WIT:

WHEREAS, the Budget Officer filed his tentative 1990 Budget with the
Town Clerk on September 29, 1989, and

WHEREAS, the Town Board has had discussions with various department
heads regarding the tentative budget,

NOW, THEREFORE, BE IT

RESOLVED, that the tentative budget as filed by the Supervisor in
the office of the Town Clerk on September 29, 1989, be and is hereby adopted
by the Town Board as the 1990 Preliminary Budget, and

BE IT FURTHER

RESOLVED, that a Public Hearing on the Preliminary Budget of the
Town of Lancaster for the year 1990, be held by this Town Board at the Town
Hall, 21 Central Avenue, Lancaster, New York on the 6th day of November 1989,
at 8:15 o'clock P.M., Local Time, and

BE IT FURTHER

RESOLVED, that the necessary Notice of Public Hearing upon the 1990
Preliminary Budget, as required by Section 108 of the Town Law of the State of
New York, be published in the Lancaster Bee, the official newspaper, on
October 19, 1989, and be posted on the Town Bulletin Board, which Notice shall
be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

October 16, 1989

File: R.BUDGETS (P7)

32x1

LEGAL NOTICE

**TOWN OF LANCASTER
NOTICE OF PUBLIC HEARING
UPON THE 1990 PRELIMINARY BUDGET**

NOTICE IS HEREBY GIVEN, that the Preliminary Budget of the Town of Lancaster, for the fiscal year beginning January 1, 1990, has been adopted and filed in the Office of the Town Clerk, 21 Central Avenue, Lancaster, New York, where it is available for inspection by any interested persons during office hours.

FURTHER NOTICE IS GIVEN, that the Town Board of the Town of Lancaster will meet and review said Preliminary Budget and hold a Public Hearing thereon at the Town Hall, 21 Central Avenue, Lancaster, New York, at 8:15 o'clock P.M., Local Time, on the 6th day of November 1989, and at such hearing, any person may be heard in favor of or against the Preliminary Budget as compiled, or for or against any item or items therein contained.

Pursuant to Section 108 of the Town Law, the proposed annual salaries of the following Town Officers are specified as follows:

Supervisor - as Supervisor	34,137.00
- as Budget Officer	7,900.00
Councilman	10,000.00
Councilman	10,000.00
Councilman	10,000.00
Councilman	10,000.00
Town Justice	20,927.00
Town Justice	20,927.00
Receiver of Taxes	29,069.00
Town Clerk - as Town Clerk	36,761.00
- as Clerk to Zoning Board of Appeals	1,533.00
- as Records Management Officer	2,100.00
- as Registrar of Vital Statistics	100.00
Superintendent of Highways	33,962.00

BY ORDER OF THE:

TOWN BOARD OF THE
TOWN OF LANCASTER

BY: ROBERT P. THILL,
Town Clerk

October 16, 1989

File: R-BUDGETS (P6)

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT:

WHEREAS, the Bowmansville Volunteer Fire Association, Inc., by
letter dated October 9, 1989 has requested the confirmation of one new member
duly elected to the membership of the Bowmansville Volunteer Fire Association,
Inc.,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby
confirms the addition to the membership of the Bowmansville Volunteer Fire
Association, Inc. of the following individual:

RESIDENT PROBATIONARY ACTIVE MEMBER

James Martina
5243 Genesee Street
Bowmansville, New York 14026

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

October 16, 1989

file: R.FIRE

12X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN MILLER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT:

WHEREAS, the Town of Lancaster has advertised for public bid to
furnish the Town Highway Department One (1) Used 1969 Autocar Tractor with
a 40 Ton Rogers Tandem Axle Low Boy Trailer, and

WHEREAS, bids were received and opened at a Town Board meeting on
October 2, 1989, and referred to the Highway Superintendent for review and
recommendation, and

WHEREAS, by letter dated October 13, 1989, the Superintendent of
Highways has recommended the award of said bid to NORTHEAST DIVERSIFICATION,
INC., 77 West Drullard, Lancaster, New York, in the amount of \$24,000.00
and has further indicated that he will need an additional \$6,000 in the Part
Town Highway Budget Account 13-5130-225 in order to make this purchase,

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That the Town Board of the Town of Lancaster hereby awards the
bid to furnish One (1) Used 1969 Autocar Tractor with a 40 Ton Rogers Tandem
Axle Low Boy Trailer to NORTHEAST DIVERSIFICATION, INC., 77 West Drullard,
Lancaster, New York, as the lowest responsible bidder in the amount of
\$24,000.00; and

2. That the 1989 Part Town Highway Fund Budget be and hereby is
amended as follows in order to facilitate this purchase:

<u>Acct. No.</u>	<u>Description</u>	<u>Increase</u>
<u>General Ledger Accounts</u>		
DB599	Appropriated Fund Balance	\$6,000.00
DB960	Appropriations	6,000.00
<u>Subsidiary Ledger Accounts - Budget</u>		
DB5130.225	Machinery - Trucks and Related Equip.	6,000.00

32x1

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

October 16, 1989

Prefiled Resolution No. 10 of Meeting Held 10/16/89

Set Public Hearing - Ridgecrest Condominium Rezone

Councilman Kwak requested that this resolution be withdrawn for further study.

32x1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

WHEREAS, the Twin District Volunteer Fire Company, Inc., by letter dated October 10, 1989, and has requested the confirmation of one new member duly elected to the membership of the Twin District Volunteer Fire Company, Inc. and the deletion of one member from the membership of the Twin District Volunteer Fire Co., Inc.,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby confirms the addition to, and the deletion from, the membership of the Twin District Volunteer Fire Company, Inc., of the following individuals:

RESIDENT ACTIVE MEMBER

Philip M. Carcaci
24 Quail Hollow
Lancaster, New York 14086

DELETION

Carl Kirchgessner

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
COUNCILMAN MILLER	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

The resolution was thereupon unanimously adopted.

October 16, 1989

FILE: R.FIRE (P3)

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
GIZA , TO WIT:

RESOLVED, that the following Audited Claims be and are hereby
ordered paid from their respective accounts:

Claim No. 9688 to Claim No. 9905 Inclusive.

Total amount hereby authorized to be paid:

\$317,773.05

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

October 16, 1989

File: R.CLAIMS

115 X

32X1

THE FOLLOWING RESOLUTION WAS OFFERED
 BY COUNCILMAN KWAK, WHO MOVED
 ITS ADOPTION, SECONDED BY COUNCILMAN
 GIZA, TO WIT:

RESOLVED, that the following Building Permit Applications be and are hereby approved and the issuance of these Building Permits be and are hereby authorized:

CODES:

(T) = Tree Planting Fee tendered to the Town of Lancaster pursuant to the provisions of Chapter 30-26 of the Code of the Town of Lancaster.

(SW) = Sidewalks as required by Chapter 12-1B. of the Code of the Town of Lancaster.

NO.	CODE	NAME	ADDRESS	STRUCTURE
559		Harry Zink	11 Lucia Ct	ER. FENCE
560		Michael Chiappone	7 Lucia Ct	ER. SHED
561		James Thibault	240 Westwood Rd	ER. SHED
562		Frank Piacente	9 Lucia Ct	ER. SHED
563	(T)	Marrano/Marc Equity	81 Heritage Dr	ER. SIN. DWLG
564		Marvin Mitzel	15 Rose Hill Cir	ER. FENCE
565	(T)	Fischione & Sons	33 Hidden Tr	ER. SIN. DWLG
566	(T)	Fischione & Sons	8 Arrow Tr	ER. SIN. DWLG
567		Dr. Philip Penepent	5192 Genesee St	DEM. GARAGE
568		Young Builders Inc.	234 Pleasant View Dr	EXT. SIN. DWLG
569		Tammy Reger	6190 Genesee St	ALTER ROOF
570		Marrano/Marc Equity	4756 William St (units 140, 142, 144, 146)	ER. 4 TOWNHOUSES
571		Marrano/Marc Equity	4756 William St (units 153, 155, 157, 159)	ER. 4 TOWNHOUSES
572		Busy Beaver	6729 Transit Rd	ER. TEMP. SIGN
573	(T)	Marrano/Marc Equity	17 Pinetree Dr	ER. SIN.. DWLG
574	(T)	Marrano/Marc Equity	26 Pinetree Dr	ER. SIN.. DWLG
575	(T)	Marrano/Marc Equity	5 Hemlock La	ER. SIN.. DWLG
576		Richard Muscarella	86 Pheasant Run La	ER. SAT. DISH
577		Joe Mueller	6500 Broadway	ER. CARPORT
578		Norman Saelzler	4887 William St	ER. SHED
579		Harold Dunke	21 Stutzman Rd	ER. SHED
580	(T)	Lovejoy Floor Covering	57 Miller St	ER. SIN.. DWLG

581	(T)	Lovejoy Floor Covering	⁵³ 47 Miller St	ER. SIN. DWLG
582	(T)(SW)	Contrino Builders	536 Lake Ave	ER. SIN. DWLG
583	(T)	Stratford Homes	30 Fieldstone Ln	ER. SIN. DWLG
584		Thomas Sabfilippo	6261 Genesee St	ER. FIREPLACE

and,

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (SW) for sidewalk waiver be and are hereby approved with a waiver of the Town Ordinance requirement for sidewalks, and

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

October 16, 1989

File: R.BLDG (P1&2)

12X

Councilman Giza requested a suspension of the necessary rule for immediate consideration of the following resolution -
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN GIZA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER, TO WIT:

WHEREAS, the Executive Director of the Youth Bureau and Drug Abuse Prevention Council of the Town of Lancaster, by letter dated October 16, 1989, has recommended to the Town Board the appointment of Bruce J. Jones to the position of Youth Counselor in the service of the Town of Lancaster to fill the vacancy created by the resignation of Suzanne Metz,

NOW, THEREFORE, BE IT

RESOLVED, that BRUCE J. JONES be and is hereby provisionally appointed to the position of Youth Counselor in the service of the Town of Lancaster effective October 18, 1989, at a salary of 85% base of \$20,931.00 which salary will be \$17,791.00 for said position as set forth in the 1989 adopted Schedule of Salaries for employees of the Town of Lancaster, and

BE IT FURTHER

RESOLVED, that the Town Board hereby waives it's residency requirements for Town employees for Bruce J. Jones until August 1, 1990, and

BE IT FURTHER

RESOLVED, that Bruce Jones be and is hereby authorized to attend the October 23rd, 1989 session of the Association of New York State Youth Bureaus Conference at the Buffalo Sheraton Airport, with expense reimbursement hereby authorized in an amount not to exceed \$40.00.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

October 16, 1989

File: R.PERS.APPT (P1)

32X1

Supervisor Keysa requested a suspension of the necessary rule for immediate consideration of the following resolution.

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR KEYSA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT:

WHEREAS, the Landmark Society of the Niagara Frontier, a non-profit organization chartered by the New York State Regents as an educational institution, has formally requested the Erie County Legislature to forgive tax arrears on property situated at 5976 Genesee Street in the Town of Lancaster, known as the Hull-Peterson House, for the purpose of taking this property as a gift from the present owner in order to restore the building and eventually creating an historic house, museum and educational exhibit, and

WHEREAS, it is necessary to obtain the support of the Town Board of the Town of Lancaster in order to cause the tax forgiveness beforementioned, and

WHEREAS, the Town Board of the Town of Lancaster has given due consideration to the request made by the Landmark Society of the Niagara Frontier,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby memorializes the Erie County Legislature to forgive the tax arrears on the subject premises at 5976 Genesee Street, Lancaster, New York, known as the Hull-Peterson House on the condition that the premises be transferred by the present owner to the Landmark Society of the Niagara Frontier for the creation of an historic house, museum and educational exhibit for the benefit of the general public.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

October 16, 1989

52X1

STATUS REPORT ON UNFINISHED BUSINESS:

1. Detention Basin - Milton Drive
On June 6, 1988, The Town Engineer was directed to expedite this project.
2. Dumping Permit - New Creation Fellowship
On July 12, 1989, this matter was referred to the Town Engineer and Building Inspector for review and recommendation.
3. Public Improvement Permit Authorization - Forestream Village Subdivision, Phase I (DiLapo)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Curbs	Yes	Yes	Yes
Floodway	Yes	No	No

4. Public Improvement Permit Authorization - Forestream Village Subdivision, Phase II (DiLapo)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	No	No
Pavement	Yes	No	No
Storm Sewers	Yes	No	No
Street Lights	No	No	n/a
Sidewalks	No	n/a	n/a
Curbs	No	No	No
Floodway	Yes	No	No
East Culvert	Yes	No	No

5. Public Improvement Permit Authorization - Indian Pine Village Subdivision (Fischione Const., Inc.)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement and Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	Yes	No	No
Floodway	Yes	No	No

6. Public Improvement Permit Authorization - Lake Forest Subdivision (Dana Warman)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	No	No
Pavement and Curbs	Yes	No	No
Storm Sewers	Yes	No	No
Street Lights	No	No	No
Sidewalks	No	n/a	n/a
Detention Basin	Yes	No	No

7. Public Improvement Permit Authorization - The Meadows Subdivision (Giallanza)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement and Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	n/a	n/a	n/a

32x1

STATUS REPORT ON UNFINISHED BUSINESS (CONT'D.)8. Public Improvement Permit Authorization - Pine Tree Farm, Phase I
(Josela - East off Aurora Street)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline (Transmission)	Yes	Yes	Yes
Waterline (Hydrants)	Yes	Yes	No
Pavement and Curbs	Yes	Yes	No
Storm Sewers	Yes	Yes	No
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	Yes	No	No

9. Public Improvement Permit Authorization - Pine Tree Farm, Phase II
(Josela - East off Aurora Street)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	No	No
Pavement and Curbs	Yes	No	No
Storm Sewers	Yes	No	No
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	Yes	n/a	n/a

10. Public Improvement Permit Authorization - Plumb Estates (Galasso)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement and Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	Yes	No	No

11. Public Improvement Permit Authorization - Plumb Estates South, Phase I
(Galasso)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement and Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	n/a	n/a	n/a

12. Public Improvement Permit Authorization - Plumb Estates South, Phase II
(Galasso)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement and Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	n/a	n/a	n/a

13. Public Improvement Permit Authorization - Warnerview Estates, Phase I
(Donato)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement and Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	Yes	No	No

STATUS REPORT ON UNFINISHED BUSINESS CONT'D.:14. Public Improvement Permit Authorization - Warnerview Estates, Phase II
(Donato)

<u>TYPE</u>	<u>ISSUED</u>	<u>ACCEPTED</u>	<u>BONDED</u>
Waterline	Yes	Yes	Yes
Pavement and Curbs	Yes	Yes	Yes
Storm Sewers	Yes	Yes	Yes
Street Lights	Yes	No	n/a
Sidewalks	Yes	n/a	n/a
Detention Basin	n/a	n/a	n/a

15. Rezone Petition - Chestnut Oak Development Corp. (Mark Green)

On October 2, 1989, this matter was referred to the Planning Board for review and recommendation. On October 4, 1989, the Planning Board recommended to the Town Board a favorable review of this proposed rezone.

16. Rezone Petition - Keith A. Wilkinson, Sr.

On October 13, 1989, this matter was referred to the Planning Board for review and recommendation.

17. State Contract Grant - 40 Clark Street Museum.

Application for grant has been filed.

18. Subdivision Approval - The Crossings (Off Erie St.)

Review of this subdivision is on hold pending determination of a conceptual north/south beltway right-of-way from Broadway to the New York State Thruway.

19. Subdivision Approval - Deer Cross (off William St.)

On October 4, 1989, the Planning Board approved this subdivision. On August 7, 1989, the Town Board adopted a negative SEQR Determination on this matter.

20. Subdivision Approval - Meadowland Subdivision (Bosse - Off Redlein Dr.)

Review of this subdivision is on hold until surface water drainage problems are resolved by the developer.

21. Subdivision Approval - Southpoint Subdivision (Josela - Off Aurora St.)

On May 5, 1989, the Chief of Police approved this site plan. On June 19, 1989, the Town Board and the Planning Board in joint session, adopted a negative determination on this project. On September 14, 1989, the Planning Board approved this site plan. On October 16, 1989, the Town Board approved this subdivision and authorized the filing of a map cover. The Town Clerk was directed to remove this item from future Town Board agendas.

22. Subdivision Approval - Thruway Industrial Park (Off Gunville Rd.)

On October 4, 1989, the Planning Board approved the site plan for this subdivision.

23. Subdivision Approval - Willowridge Subdivision (Gensis - Off Aurora St.)

On August 7, 1989 the Town Board adopted a negative SEQR determination on this matter. On September 16, 1989, the Chief of Police approved the site plan.

24. Subdivision Approval - Windsor Ridge (Off Lake Avenue)

On October 4, 1989, the Planning Board approved a sketch plan for this subdivision.

32X1

STATUS REPORT ON UNFINISHED BUSINESS CONT'D.:

25. Subdivision Approval - Woodgate Subdivision (Josela - Off Aurora St.)
On August 2, 1989, this matter was referred to the Planning Board and Chief Fowler for review and report. On September 6, 1989, the Chief of Police approved the site plan.
26. Traffic Survey - Speed Limit - Siebert Road
On August 21, 1989, a petition from the residents of Siebert Road was presented to the Town Board and referred to the Chief of Police for review and recommendation.
27. Traffic Survey - Speed Limit - Simme Road
On July 18, 1989, a petition from the residents of Simme Road was presented to the Town Board and referred to the Chief of Police for review and recommendation. On October 2, 1989, the Town Board set a public hearing on this matter for October 16, 1989. On October 16, 1989, a public hearing was held on this matter and a resolution passed setting the speed limit on this road at 45 mph. The Town Clerk was directed to remove this item from future Town Board agendas.
28. Traffic Survey - Speed Limit - Westwood Road
On August 21, 1989, a petition from the residents of Westwood Road was presented to the Town Board and referred to the Chief of Police for review and recommendation.
29. Traffic Survey - Speed Limit - William-Kidder Road
On July 3, 1989, a petition from the residents of William-Kidder Road was presented to the Town Board and referred to the Chief of Police for review and recommendation. On July 24, 1989, the Chief of Police recommended no change in the current 55 mph speed limit on William-Kidder Road. On October 2, 1989, the Town Board set a public hearing on this matter for October 16, 1989. On October 16, 1989, a public hearing was held on this matter and a resolution passed setting the speed limit on this road at 45 mph. The Town Clerk was directed to remove this item from future Town Board agendas.

PERSONS ADDRESSING THE TOWN BOARD:

Martin Mitzel, 15 Rose Hill Circle, asked the Town Board to allow him to erect a fence in a dedicated Town drainage easement area on his property.

The request was referred to the Drainage Committee for review and recommendation.

COMMUNICATIONSDISPOSITION

1043. Police Chief to Planning Board Chair. - Concerns re: New Creation Fellowship Subdivision exit onto Genesee St and site lines.	R & F
1044. Town Clerk to Planning Board Chair. - Transmittal of Chestnut Oak Development Corp. rezone petition.	R & F
1045. Town Clerk to Supervisor - Monthly report for September 1989.	R & F
1046. Town Clerk to Town Board - List of contracts expiring 12/31/89.	TOWN ATTORNEY
1047. ECDEP to Supervisor - Notice of future review re: SEQR Negative Declaration for Lake Forest Subdivision.	SEQR FILE
1048. ECDEP to Supervisor - Review of SEQR Referral re: The Crossings Subdivision.	SEQR FILE
1049. Supervisor to Councilmen - Comments re: 1990 Tentative Budget.	R & F
1050. Lancaster Motorcade Chairperson - Request permission for motorcade on 10/27/89.	CHIEF FOWLER
1051. Amadori Const. Co. to Town Attorney - Request advisement re: Caci excavating permit.	TOWN ATTORNEY
1052. LVAC to Town Clerk - Request removal of various members from active roster.	TOWN CLERK
1053. LVAC to Town Clerk - Advisement re: inactive members.	TOWN CLERK
1054. Erie County Water Authority - Transmittal of amendments to Authority's Rules effective 11/1/89.	R & F
1055. Planning Board Chairman to Town Board - Approved sketch plan - Windsor Ridge Sub.-	TOWN ATTORNEY FOR SEQR
1056. Planning Board Chairman to Town Board - Recommends final approval of Deer Cross Sub.	ENGINEER FOR SPECS
1057. Planning Board Chairman to Town Board - Recommends approval of rezone petition - Ridgecrest Condominiums Phase B.	TOWN ATTORNEY FOR SEQR
1058. Planning Board Chairman to Town Board - Recommends approval of site plan - Thruway Industrial Park - Gunville Road.	TOWN ATTORNEY FOR SEQR
1059. Planning Board Chairman to Town Board - Minutes for meeting, October 18, 1989.	R & F
1060. Independent Health to Supervisor - Open letter regarding rate increase.	R & F
1061. Mayor Griffin to Erie County Legislators - Re: Sharing the 8th & Erie County Sales Tax.	R & F
1062. Association of Towns Secretary to Supervisor - Advisement of appointment to Resolutions Committee of the Assoc. of Towns.	R & F

COMMUNICATIONS, CONT'D.DISPOSITION

1063. Association of Towns Secretary to Supervisor - Letter of gratitude for participation in Third Annual Supervisors Forum.	R & F
1064. County Dept. of Environment and Planning to Supervisor - Seeking comments re: Revisions to Rules and Regulations for Erie County Sewer Districts.	R & F
1065. Erie County Health Department to Supervisor - Certificate of Approval for Lake Forest Subdivision.	R & F
1066. NYS Dept. of Environmental Conservation to Supervisor - SEQR Lead Agency Designation Proposed Church Construction, Town of Lancaster -Erie Coy.	TOWN ATTORNEY/NOTIFY CHURCH/SEQR-FILE
1067. Supervisor to Town Board - Investments for July, August, September, 1989.	R & F
1068. Occidental Chemical Corp. to Supervisor - Cost escalation effective 1/1/90.	BUDGET COMMITTEE
1069. News Release RAIN August 1989.	R & F
1070. Lancaster Alden Fire Chief's Mutual Aid Assoc. to Supervisor - Re: letter of opinion favoring new computer.	CAPITAL COMMITTEE
1071. Twin Dist Vol. Fire Co., Inc. to Town Clerk - Addition and deletion of members to roster.	R & F
1072. Adelphia Cable to Town Clerk - Amend recent resolution to read Adelphia Communications Corporation.	TOWN ATTORNEY
1073. Bowmansville Vol. Fire Assoc. to Town Board - Addition of new member to roster.	R & F
1074. County Dept. of Public Works to Supervisor - Project No. RWP BR 105-1-82, Pavement Rd. Bridge 105-1. Plans for Review and Comment.	ENGINEER
1075. NYS Assembly to Supervisor - Hearings re: Governor's Program Bill #131 Which proposes amendments to ethics provisions for local municipalities.	SUPERVISOR
1076. County Executive Gorski to Supervisor - Re: Como Lake Park Improvements - EQBA Applic.	R & F
1077. LVAC to Supervisor - Amend Rules and Regulations to include "driver only" status.	TOWN ATTORNEY FOR RESOLUTION
1078. Supervisor to Judges Dwan and Kelleher - Use of Court Room October 25, 1989.	R & F
1079. Landmark Society of the Niagara Frontier to Town Board - Request support re: tax forgiveness for Hull- Peterson House.	TOWN ATTORNEY
1080. Mary Ann Pluff to Town Board - Request tree planting refund for property at 5891 Genesee Street.	COUNCILMAN CZAPLA
1081. NECSWMB to Members - Notice of meeting to be held 10/19/89 at Depew Municipal Building.	R & F

32x1

COMMUNICATIONS, CONT'D.DISPOSITION

1082. Supervisor to NYSDOT - Request stalling of Ransom Rd. construction.	R & F
1083. Highway Supt. to Town Board - Request Autocar tractor bid award to Northeast Diversification Inc.	R & F
1084. Recreation Commission to Town Board - Minutes from meeting held 9/23/89.	R & F
1085. Town Clerk to Planning Board Chair. - Transmittal of Keith Wilkinson Rezone Petition.	R & F

Supervisor Keysa requested a suspension of the necessary rule for immediate consideration of the following communications -
SUSPENSION GRANTED.

1086. Youth Bureau Director to Supervisor - Recommend appointment of Youth Counselor.	TOWN CLERK FOR SUSPENDED RESOLUTION
1087. LVAC to Supervisor - Replacement of 1981 Ambulance.	R & F
1088. Krehbiel Associates to Erie County Dept. of Environment & Planning -	R & F
1089. NYS Senate Committee on Transportation to Supervisor - Notice of Public Hearing on update of bridge Projects in greater Buffalo Area.	R & F
1090. Supervisor to Village Mayor Posluszny - Re: Milton Drive Drainage.	R & F

ON MOTION OF COUNCILMAN CZAPLA, AND SECONDED BY THE ENTIRE TOWN BOARD
AND CARRIED, the meeting was adjourned at 9:00 P.M. out of respect to:

JEAN STROKA
EDWARD LONDON
MARY DALCONZO

Signed Robert P. Thill
Robert P. Thill, Town Clerk